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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/696,440	10/28/2003	June Ho Park	10125/4124	6766
7590 Brinks Hofer Gilson & Lione Post Office Box 10395 Chicago, IL 60610			EXAMINER DUONG, TAI V	
			ART UNIT 2871	PAPER NUMBER
			MAIL DATE 05/29/2008	DELIVERY MODE PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Office Action Summary

Application No.

10/696,440

Applicant(s)

PARK ET AL.

Examiner

TAI DUONG

Art Unit

2871

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --
Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 18 February 2008.
- 2a) ☒ This action is **FINAL**. 2b) ☐ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 11, 12, 14-21, 23, 24 and 41 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☒ Claim(s) 41 is/are allowed.
- 6) ☒ Claim(s) 11, 12, 14-21, 23 and 24 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 18 February 2008 is/are: a) ☒ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☒ All b) ☐ Some * c) ☐ None of:
1. ☒ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- 1) ☐ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- 3) ☐ Information Disclosure Statement(s) (PTO/SB/08)
Paper No(s)/Mail Date _____
- 4) ☐ Interview Summary (PTO-413)
Paper No(s)/Mail Date _____
- 5) ☐ Notice of Informal Patent Application
- 6) ☐ Other: _____

The replacement drawing sheet of Fig. 4 filed on 02/18/2008 has been accepted.

The rejection over Applicant's Related Art Figs. 1 and 2, Kameyama et al and Umemoto has been withdrawn in view of the amendments to claim 11.

The following is a quotation of the second paragraph of 35 U.S.C. 112:

The specification shall conclude with one or more claims particularly pointing out and distinctly claiming the subject matter which the applicant regards as his invention.

Claims 11, 12, 14-21, 23 and 24 are rejected under 35 U.S.C. 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention.

In claim 11, line 9, the recited feature "the projections" lacks antecedent basis. In lines 10-11, the recited feature "the adhesive layer" lacks antecedent basis. Claim 11 is also rejected as being incomplete for omitting essential structural cooperative relationships of elements, such omission amounting to a gap between the necessary structural connections. See MPEP § 2172.01. The omitted structural cooperative relationships are: the relationships of the projections and the adhesive layer with respect to the passivation layer and the light-diffusion layer of the second polarizing plate. It is unclear whether the passivation layer of claim 11 is the third passivation layer of claim 12 or an additional passivation layer. If the passivation layer of claim 11 is the third passivation layer of claim 12, claim 12 is indefinite because of the double inclusion of the same element. Also, it is unclear whether the adhesive layer of claim 11 is the first, second or third adhesive layer of claim 12 or an additional adhesive layer. If the adhesive layer of claim 11 is one of the adhesive layers of claim 12, claim 12 is indefinite because of the double inclusion of the same element. Lastly, it is unclear

whether the projections of claim 11 are the plurality of projections of claim 14 or additional projections. If the projections of claim 11 are the plurality of projections of claim 14, claim 14 is indefinite because of the double inclusion of the same element. Claims 15-21, 23 and 24 are also rejected since they depend on the indefinite claims.

In claim 14, line 2, after "formed", it is suggested to insert "of a" for the claim language being clear.

In claim 41, line 7, before "passivation", it is suggested to insert "the" for the claim language being clear.

Claims 11, 12 and 14 are not indicated as allowed over the prior art of record because the intended scope of these claims are unclear for the reasons mentioned in the above rejection under 35 U.S.C. 112. The same reasons are also applied to claims 15-21, 23 and 24 because they depend on claims 11 and 14.

Claim 41 is allowed over the prior art of record because none of the prior art discloses or suggests a LCD device comprising a second polarizing plate above a backlight unit, the second polarizing plate including a passivation layer and a light diffusion layer, a thin layer being the only layer disposed between the passivation layer and the light diffusion layer, and the thin layer being thinner than the passivation layer.

Applicant's arguments with respect to claims 11, 12, 14-21, 23 and 24 have been considered but are moot in view of the new ground(s) of rejection.

Applicant's amendment necessitated the new ground(s) of rejection presented in this Office action. Accordingly, **THIS ACTION IS MADE FINAL**. See MPEP

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§ 706.07(a). Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire THREE MONTHS from the mailing date of this action. In the event a first reply is filed within TWO MONTHS of the mailing date of this final action and the advisory action is not mailed until after the end of the THREE-MONTH shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the date of this final action.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Tai Duong whose telephone number is (571) 272-2291.

The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

TVD
05/08

/Dung Nguyen/
Primary Examiner, Art Unit 2871